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August 17, 2006

Mr. Chris Hall  
148 Broadway, Apt. 2  
Arlington, MA 02474

Re: Utility Serial No. 09/662,737  
For: A System for Aggregating Information From Enterprises  
Offering Items for Exchange Over A Communication Network  
Filed: September 15, 2000  
Our Ref.: L9090/269360

and

Re: Utility Serial No. 09/428,702  
Filed: October 27, 1999  
Title: "A System for Aggregating Information From Enterprises  
Offering Items for Exchange Over a Communication Network"  
Our Ref.: L9090/269367

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Dear Mr. Hall:

We represent Landmark Communications, Inc. with respect to the above-referenced patent applications for which you are a named inventor. Currently the two applications are pending at the U.S. Patent and Trademark Office.

We discussed the development history of the inventions described in the applications with Kimbo Mundy and have prepared the enclosed declarations for your signature. Please execute the declarations and return them to us in the enclosed postage-paid envelope. We intend to file the declarations with the Patent Office. Please contact me if you have any changes to the declaration or if you did not contribute to the concept of using categories and keywords.

Also, please advise us if you have current contact information for Derek Young. Our previous correspondence to him was returned as undeliverable.

Thank you for your cooperation.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Brenda O. Holmes'.

Brenda O. Holmes, Esq.

BOH/ljw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: **Kimbo Mundy et al.**

SERIAL NO.: **09/662,737** GROUP ART UNIT: **3624**

FILED: **September 15, 2000** EXAMINER: **Olabode Akintola**

FOR: **A System for Aggregating  
Information from Enterprises  
Offering Items for Exchange  
Over a Communication Network**

Attorney Docket No.: BDE-001CN (431/6)  
(L9090/269360)

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

RULE 1.131 DECLARATION

I, Chris Hall, having first-hand knowledge of the facts recited herein, declare as follows:

1. I am one of the inventors of the subject matter disclosed and claimed in the above-referenced application.
2. I conceived and reduced to practice in the United States the invention that is claimed in the application prior to September 3, 1999.
3. The Specification identifies www.biddersedge.com as an exemplary system web site on page 18, line 3 and Figures 6-12 illustrate various web pages associated with the Bidder's Edge web site. Copies of page 18 of the Specification and Figures 6-12 are attached hereto as Exhibit A.
4. The website at www.biddersedge.com was launched prior to September 3, 1999. A copy of a web page from www.biddersedge.com that was available prior to September 3, 1999 is attached hereto as Exhibit B. Exhibit B was obtained from the Internet Archive Wayback Machine ([http://web.archive.org/web/\\*http://biddersedge.com](http://web.archive.org/web/*http://biddersedge.com)) on July 19, 2006.
5. Figure 6 illustrates categories (626) and search parameters (624, 628 and 630). Exhibit B illustrates the use of categories and an advanced auction search that

allowed a user to specify a category, an auction, and/or one or more keywords. Although the format of Exhibit B differs from the format of Figure 6, the categories and search functions provided by the Bidder's Edge website prior to September 3, 1999 were equivalent to those described in the specification and illustrated by Figure 6.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine, or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of any patent issuing on this application.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this \_\_\_\_\_  
day of \_\_\_\_\_, 2006.

\_\_\_\_\_  
Chris Hall

The viewer 118 executes on the host computer 104 to provide a graphical user interface for the system 102. In the illustrative embodiment, the viewer 118 provides a system Web site, an example of which is located at address [www.biddersedge.com]. At the system Web site, the viewer provides a plurality of Web pages that enable a shopper 5 to monitor and participate in auction activity occurring at a plurality of auction sites. The viewer 118 includes foreground process software that detects signals from the shopper access devices 108a-108d. Preferably, a shopper enters requests at a shopper access device 108a-108d by way of a mouse or keypad. The viewer 118 detects the requests and responds by displaying the requested information.

10           The pages created by the viewer 118 each provide different information to a shopper. Accordingly, the viewer 118 also enables shoppers to navigate between each of the available pages. Briefly, the GUI pages generated by the viewer 118 include a page navigation menu bar, near the top of each page, which allows the shopper to directly navigate to any of the other viewer pages. When a shopper logs into the Web site of the 15 illustrative embodiment, the viewer 118 displays a Home page to the shopper. The shopper interacts with the search engine 120 from a plurality of the pages generated by the viewer 118. An illustrative Home page, along with other illustrative GUI pages generated by the viewer 118 are discussed in further detail below with respect to FIGURES 6-12.

20           In response to a shopper's command, the viewer 118 can invoke the search engine 120 to query the database 106 for items associated with a particular item category and/or keyword expression. Alternatively, the viewer 118 can invoke the site access facilitator 122 to enable the shopper to directly access and participate in a particular auction site

Title: System for Aggregating Information From  
Enterprises Offering Items for Exchange Over a  
Communication Network  
Inventor(s): Mundy et al.  
Serial No.: 09/428,702  
Atty Docket No.: BDE-001 (431/6)  
Atty/Agent: R. Stephen Rosenholm

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[home](#) | [sign out](#) | [categories](#) | [my auctions](#) | [deal watch](#) | [personalize](#) | [help](#)

### My Lists

604 606 608 610

### Deal Watch (2)

Gives you an early edge  
by alerting you when  
Items come up for  
auction.

### My Auctions (0)

Saves you time by  
keeping price & status  
of your shopping list all  
in ONE PLACE, so you  
avoid going to each  
auction separately.

### Categories—626

[Antiques](#) (8,191)  
[Beanie Babies](#) (89,361)  
[Books & Magazines](#)  
(110,130)  
[Cars, Trucks, etc.](#) (7,193)  
[Coins & Stamps](#) (67,534)  
[Collectibles](#) (185,695)  
[Computers](#) (93,748)  
[Dolls & Figures](#) (32,700)  
[Electronics](#) (20,436)  
[Glass, Porcelain &  
Pottery](#) (51,682)  
[Home & Leisure](#) (80,995)  
[Jewelry](#) (63,111)  
[Memorabilia](#) (73,336)  
[Miscellaneous](#) (8,429)  
[Movies & Video Games](#)  
(41,043)  
[Music & Instruments](#)  
(52,747)  
[Sports](#) (20,074)  
[Sports Memorabilia](#)  
(247,673)  
[Toys](#) (90,683)  
[Travel](#) (7,297)

600

### What We Do

Bidder's Edge is a free  
service which allows you to  
search across many auction  
sites at once. We provide  
historical pricing to help you  
determine if you are getting a  
good deal, and allow you to  
monitor ongoing auctions and  
watch for items in upcoming  
auctions.

### Hot Auctions

#### Football Season!

### Search

Find descriptions containing:

Narrow your search further: [Tips](#)

Using [All of the words](#) ▼

At Auction [All Auctions](#) ▼

620

628

630

603

[home](#) | [sign out](#) | [my auctions](#) | [bid history](#) | [deal watch](#) | [personalize](#) | [help](#)  
[feedback](#) | [about bidder's edge](#) | [privacy policy](#) | [disclaimer](#)

**FIG. 6**

Title: System for Aggregating Information From Enterprises Offering Items for Exchange Over a Communication Network  
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Atty Docket No.: BDE-001 (431/6)  
Atty/Agent: R. Stephen Rosenholm

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# Bidder's Edge

We Give You the Edge at Online Auctions

622 Search All Auctions: 618  
602

home | sign in | categories | my auctions | deal watch | personalize | help  
604 606 608 610 612 614 616

You are here: Bidder's Edge > All Categories

Auctions for: "sony speakers"

Search Results

Show  Both Merchant and Person-To-Person Items

726a  Person-To-Person Items ONLY

726b

726c  Merchant Items ONLY

Explain the difference between the Auction Types

Matching Categories

Click on a category to narrow your search.

722

700

Computers (5)  
Electronics (32)

728

Current Auctions

704

702  
720

+ = add to MyAuctions + = add to Item Watch

Electronics > Audio > Speakers

• Sony SRS-A15 3 Watt Powered Speaker System @ Yahoo (Person-to-Person)

706  
Approx. Bid

708  
Close (EDT)

710  
Past Prices

712  
Tools

714 716



Search

620

Find descriptions containing:

Narrow your search further: Tips

sony speakers

All Auctions

Using All of the words, ▼

At Auction

630

624

home | sign in | my auctions | bid history | deal watch | personalize | help  
feedback | about bidder's edge | privacy policy | disclaimer

603

FIG. 7

Title: System for Aggregating Information From  
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# Bidder's Edge

We Give You the Edge at Online Auctions

622 Search All Auctions: 618  
602

home | sign out | categories | my auctions | deal watch | personalize | help  
604 606 608 610 612 614 616

You are here: Bidder's Edge > My Auctions

## My Lists

### Deal Watch (0)

Gives you an early edge by alerting you when items come up for auction.

### My Auctions (3)

You are here now.

## HOT Auctions

### Football Season!

### Bid History

Past Auctions which you have monitored using "My Auctions".

## Categories

### Antiques (8,169)

Beanie Babies (92,394)

### Books & Magazines (108,437)

### Cars, Trucks, etc. (7,162)

### Coins & Stamps (68,396)

### Collectibles (185,272)

### Computers (92,199)

### Dolls & Figures (32,854)

### Electronics (20,632)

### Glass, Porcelain &

### Pottery (51,046)

### Home & Leisure (80,973)

### Jewelry (63,869)

### Memorabilia (72,993)

### Miscellaneous (8,468)

### Movies & Video Games

(41,815)

### Music & Instruments

(53,269)

### Sports (20,212)

### Sports Memorabilia

(246,176)

### Toys (90,737)

## My Auctions

Current as of Friday, October 22, 04:25 PM EDT

removes from My Auctions

add to ItemWatch

Click here to change your timezonel

804 2 left @ \$29.95

Closes Sun, Oct 24, 12:45 PM EDT

808 1 left @ \$6.50

Closes Sun, Oct 24, 5:34 PM EDT

810a 3 left @ \$49.00

Closes Tue, Oct 26, 4:45 PM EDT

812 3 left @ \$49.00

Closes Tue, Oct 26, 4:45 PM EDT

814 2 left @ \$29.95

Closes Sun, Oct 24, 12:45 PM EDT

816 1 left @ \$6.50

Closes Sun, Oct 24, 5:34 PM EDT

818 3 left @ \$49.00

Closes Tue, Oct 26, 4:45 PM EDT

820 3 left @ \$49.00

Closes Tue, Oct 26, 4:45 PM EDT

822 3 left @ \$49.00

Closes Tue, Oct 26, 4:45 PM EDT

824 3 left @ \$49.00

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828 3 left @ \$49.00

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980 3 left @ \$49.00

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990 3 left @ \$49.00

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992 3 left @ \$49.00

Closes Tue, Oct 26, 4:45 PM EDT

994 3 left @ \$49.00

Closes Tue, Oct 26, 4:45 PM EDT

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Serial No.: 09/428,702  
Atty Docket No.: BDE-001 (431/6)  
Atty/Agent: R. Stephen Rosenholm



# Bidder's Edge

We Give You the Edge at Online Auctions

9/12

622

602  Search All Auctions: 618

[home](#) | [sign out](#) | [categories](#) | [my auctions](#) | [deal watch](#) | [personalize](#) | [help](#)

604 606 608 610 612 614 616

You are here: [Bidder's Edge](#) > [Deal Watch](#)

900

## Market Watch Added

The Market Watch specified has been successfully added.

### My Lists

#### Deal Watch (2)

You are here now.

#### My Auctions (3)

Saves you time by keeping price & status of your shopping list all in ONE PLACE, so you avoid going to each auction separately.

### HOT Auctions

#### Football Season!

### Categories 626

Antiques (8,201)

Beanie Babies (93,235)

Books & Magazines (109,630)

Cars, Trucks, etc. (7,222)

Coins & Stamps (69,341)

Collectibles (186,052)

Computers (93,604)

Dolls & Figures (32,604)

Electronics (20,848)

Glass, Porcelain &

Pottery (51,406)

Home & Leisure (80,982)

Jewelry (64,216)

Memorabilia (73,627)

Miscellaneous (8,427)

Movies & Video Games

(42,053)

Music & Instruments

(53,778)

Sports (20,306)

### Deal Watch

Get a daily report via email of ALL Auction offering items satisfying a search. This is called Market Watch™

Get notified via email when a specific item will be up for a bid at a specific auction site. This is called Item Watch™

#### Market Watch-1

= removes a search from MarketWatch list

- Search all auctions for "sony speaker" (all words) =

#### Item Watch-1

= removes a search from ItemWatch list

- \*\*SONY AM/FM RADIO w/Speaker and Earphone\*\*  
Amazon No price history yet.

### Search

Find descriptions containing:

Narrow your search further: [Tips](#)

Using [All of the words](#) ▼

At Auction [All Auctions](#) ▼

624

628

620

630

603

[home](#) | [sign out](#) | [my auctions](#)™ | [bid history](#)™ | [deal watch](#)™ | [personalize](#) | [help](#)  
[feedback](#) | [about bidder's edge](#) | [privacy policy](#) | [disclaimer](#)

FIG. 9

Title: System for Aggregating Information From Enterprises Offering Items for Exchange Over a Communication Network  
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# Bidder's Edge

We Give You the Edge at Online Auctions

622 Search All Auctions:  
602

618

[home](#) | [sign out](#) | [categories](#) | [my auctions](#) | [deal watch](#) | [personalize](#) | [help](#)

604 606 608 610 612 614 616

You are here: [Bidder's Edge](#) > [Personalize](#)

1000

## Personalization

### Personal Information Updated

Your personal information ( [First Name] [Last Name] [Email Address] ) has been updated.

You May Change Your Password

Bidder's Edge will never provide any of your personal information to anyone else without your explicit authorization. Period. You can find out more in our [privacy policy](#).

Your Login:

newusr 1004

Change your Password:

(required) 1006

Repeat Your Password:

(required) 1008

Submit All

1010

## Personal Information 1012

Entering personal information will allow us to make your Bidder's Edge experience more personal. Press the "Submit All" button when you are done.

1018  First Name

Last Name

1016

Send notifications to me via EMAIL at

(Required for DealWatch Email notifications)

1022

Send notifications to my ICQ address at

(Required for DealWatch ICQ notifications - or pagers)

1020

Submit All

1026

1024

## Time Zone Specification 1028

The TimeZone setting will allow you use the site in the time zone of your choice. Press the "Submit All" button when you are done.

1030

Time Zone

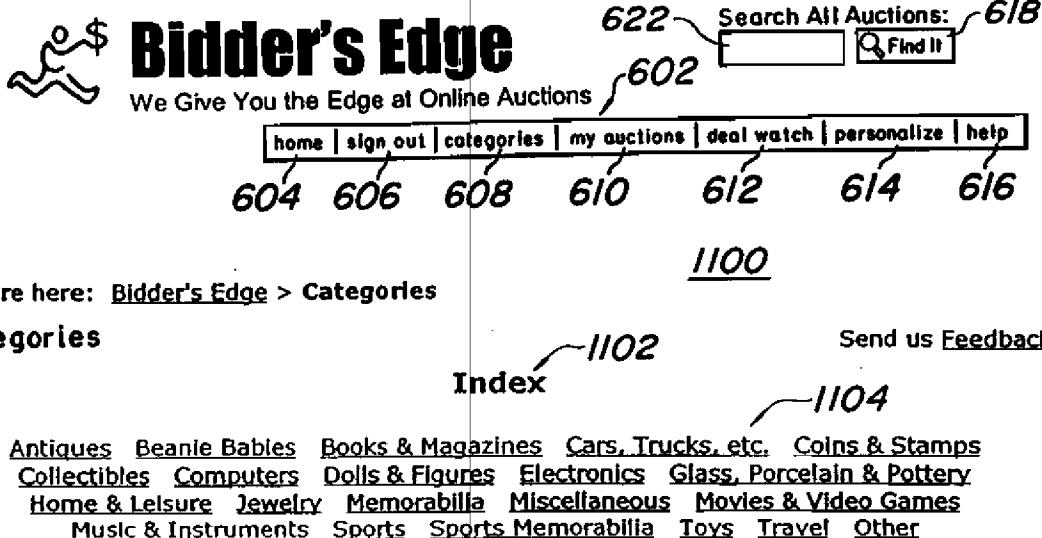
Submit All

1032

FIG. 10

Title: System for Aggregating Information From  
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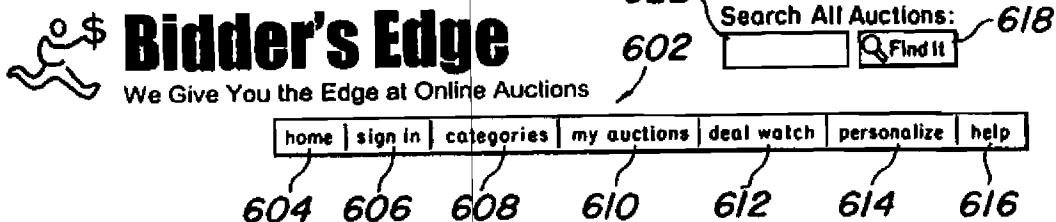
11/12



*FIG. 11*

Title: System for Aggregating Information From  
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Serial No.: 09/428,702  
Atty Docket No.: BDE-001 (431/6)  
Atty/Agent: R. Stephen Rosenholm

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You are here: [Bidder's Edge](#) > [Sign In](#)

1200

Logged Out Successfully

You are now logged out! Goodbye and please come back soon.

**Member Sign In** ( New Users Click Here to register!)

Signing In will give you access to your My Auctions List and your DealWatch notification capabilities. Press the "Submit All" button when you are done.

Your Member Name  1202

Your Password  1204

Save this Information into the current Browser

Submit All 1206

603

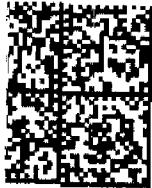
[home](#) | [sign in](#) | [my auctions™](#) | [bid history™](#) | [deal watch™](#) | [personalize](#) | [help](#)  
[feedback](#) | [about bidder's edge](#) | [privacy policy](#) | [disclaimer](#)  
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FIG. 12

\$ 00.390

Mailed From 30309  
US POSTAGE

19099000



# FIRST CLASS MAIL



Mr. Chris Hall  
Suite 2800 1100 Peachtree St.  
Atlanta GA 30309

BRENDA O. HOLMES, ESQ.  
KILPATRICK STOCKTON LLP  
1100 PEACHTREE STREET  
SUITE 2800  
ATLANTA, GA 30309